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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 UNITED STATES OF AMERICA,) CASE NO. CR06-377-JCC
09 Plaintiff,)
10 v.) SUMMARY REPORT OF U.S.
11 HUBERT THEODORE ISABEL,) MAGISTRATE JUDGE AS TO
12 Defendant.) ALLEGED VIOLATIONS
OF SUPERVISED RELEASE
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14 An evidentiary hearing on supervised release revocation in this case was scheduled before
15 me on May 18, 2010. The United States was represented by AUSA Jeffrey Backhus and the
16 defendant by Walter Palmer. The proceedings were digitally recorded.

17 Defendant had been sentenced on or about May 2, 2008 by the Honorable John C.
18 Coughenour on a charge of Felon in Possession of a Firearm, and sentenced to 46 months
19 custody, 3 years supervised release. (Dkt. 94, 95.)

20 The conditions of supervised release included the standard conditions plus the
21 requirements that defendant participate in a substance abuse program and testing, abstain from
22 alcohol, submit to search, participate in mental health treatment, provide financial information

01 to his probation officer as requested, and be prohibited from associating with any known gang
02 members.

03 In an application dated April 30, 2010 (Dkt. 96, 97), U.S. Probation Officer Mark J.
04 Chance alleged the following violations of the conditions of supervised release:

05 1. Using a controlled substance, specifically marijuana, on or about 4/8/10, 4/12/10,
06 4/21/10, and 4/27/10, in violation of standard condition No. 7.

07 2. Using a controlled substance, specifically cocaine, on or about 4/12/10, 4/21/10,
08 and 4/27/10, in violation of standard condition No. 7.

09 3. Failing to work regularly at a lawful occupation since commencement of
10 supervised release, in violation of standard condition No. 5.

11 At the hearing, the AUSA advised that an additional violation report will be filed, alleging
12 that the defendant used marijuana and cocaine on or about 5/6/2010. This additional violation
13 should be addressed at the disposition hearing.

14 Defendant was advised in full as to those charges and as to his constitutional rights.

15 Defendant admitted alleged violations 1-3 and waived any evidentiary hearing as to
16 whether they occurred.

17 I therefore recommend the Court find defendant violated his supervised release as
18 alleged, and that the Court conduct a hearing limited to the issue of disposition. The next
19 hearing will be set before Judge Coughenour.

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01 Pending a final determination by the Court, defendant has been detained.

02 DATED this 18th day of May, 2010.

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04 Mary Alice Theiler
05 United States Magistrate Judge

06 cc: District Judge: Honorable John C. Coughenour
07 AUSA: Jeffrey Backhus
08 Defendant's attorney: Walter Palmer
09 Probation officer: Mark J. Chance
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